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Pacific Western Bank and Coastline RE  
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9  
10  
11

12 UNITED STATES DISTRICT COURT  
13 DISTRICT OF OREGON  
14 PORTLAND DIVISION

15 Pacific Western Bank and Coastline RE  
Holdings Corp.,

CV No. 3:15-cv-01792-BR

16 Appellants,

17 NOTICE OF APPEAL

18 v.

19 Fagerdala USA - Lompoc, Inc.,

20 Appellee.

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21 Notice is hereby given that Pacific Western Bank and Coastline RE Holdings  
22 Corp. appeal to the United States Court of Appeals for the Ninth Circuit from (a) the oral order  
23 on appeal issued in this case on April 18, 2016, (b) the Minute Order affirming the bankruptcy  
24 court's decision (ECF 27), entered on April 19, 2016, and (c) the final Judgment of the District  
25 Court for the District of Oregon (ECF 28), entered on April 21, 2016. A copy of the Minute  
26 Order and the final Judgment are attached.

1           The parties to the judgment appealed from and the names and addresses of their  
2   respective attorneys are as follows:

3           Appellants:                   Pacific Western Bank and Coastline RE Holdings  
4   Corp. (appellants)

5           Appellants' Attorneys:       Teresa H. Pearson, OSB #953750  
6   David W. Hercher, OSB #812639  
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14    555 S. Flower Street  
15    Los Angeles, California 90071-2440  
16    (213) 683-6500

17           Appellee:                   Fagerdala USA – Lompoc, Inc.

18           Appellee's Attorney:       Douglas R. Pahl  
19   Perkins Coie LLP  
20   1120 N.W. Couch Street, 10<sup>th</sup> Floor  
21   Portland, Oregon 97209-4128  
22   (503) 727-2087

23           DATED this 18<sup>th</sup> day of May, 2016.

24   MILLER NASH GRAHAM & DUNN LLP

25   /s/ Teresa H. Pearson  
26   \_\_\_\_\_  
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32   Attorneys for Appellants Pacific Western Bank  
33   and Coastline RE Holdings Corp.

## Hughes, Candice

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**From:** info@ord.uscourts.gov  
**Sent:** Tuesday, April 19, 2016 3:58 PM  
**To:** nobody@ord.uscourts.gov  
**Subject:** Activity in Case 3:15-cv-01792-MO Pacific Western Bank et al v. Fagerdala USA - Lompoc, Inc. Motion Hearing Held

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**U.S. District Court**

**District of Oregon**

### Notice of Electronic Filing

The following transaction was entered on 4/19/2016 at 3:58 PM PDT and filed on 4/18/2016

**Case Name:** Pacific Western Bank et al v. Fagerdala USA - Lompoc, Inc.

**Case Number:** [3:15-cv-01792-MO](#)

**Filer:**

**Document Number:** 27(No document attached)

#### Docket Text:

**MINUTES of Proceedings: Oral Argument held. Order AFFIRMING the Bankruptcy's Decision, as stated on the record. David W. Hercher and Teresa H. Pearson present as counsel for plaintiff(s). Douglas R. Pahl present as counsel for defendant(s). Court Reporter: Bonita Shumway. Chief Judge Michael W. Mosman presiding. (dls)**

**3:15-cv-01792-MO Notice has been electronically mailed to:**

David W. Hercher [dave.hercher@millernash.com](mailto:dave.hercher@millernash.com), [Jennifer.Stephens@MillerNash.com](mailto:Jennifer.Stephens@MillerNash.com)

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**3:15-cv-01792-MO Notice will not be electronically mailed to:**

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

PORTLAND DIVISION

**IN RE:**

**FAGERDALA USA – LOMPOC, INC.,**

Debtor.

No. 3:15-cv-01792-MO

**JUDGMENT**

**MOSMAN, J.,**

Based upon my ruling at oral argument on April 18, 2016, IT IS ORDERED AND  
ADJUDGED that the Bankruptcy Court's decision to designate is AFFIRMED and this case  
DISMISSED.

DATED this 21st day of April, 2016.

/s/ Michael W. Mosman  
MICHAEL W. MOSMAN  
Chief United States District Judge

I hereby certify that I served the foregoing NOTICE OF APPEAL on:

- **David W. Hercher**  
dave.hercher@millernash.com, Jennifer.Stephens@MillerNash.com
- **Douglas R. Pahl**  
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by the following indicated method or methods on the date set forth below:

- ☒ **CM/ECF system transmission.**
- ☐ **E-mail.** As required by Local Rule 5.2, any interrogatories, requests for production, or requests for admission were e-mailed in Word or WordPerfect format, not in PDF, unless otherwise agreed to by the parties.
- ☐ **Facsimile communication device.**
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- ☐ **Hand-delivery.**
- ☐ **Overnight courier, delivery prepaid.**

DATED this 18th day of May, 2016.

/s/ Teresa H. Pearson  
Teresa H. Pearson, P.C.  
Oregon State Bar No. 953750  
Of Attorneys for Appellants  
Pacific Western Bank and Coastline RE  
Holdings Corp.